

Decision _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of LCR Telecommunications, LLC
for Registration as an Interexchange Carrier
Telephone Corporation Pursuant to the
Provisions of Public Utilities Code Section
1013.

Application 14-04-021
(Filed April 14, 2014)

**DECISION DISMISSING APPLICATION AND
ORDERING A REFUND OF THE APPLICATION FEE****Summary**

This decision dismisses the application of LCR Telecommunications, LLC (LCR) for reinstatement as a non-dominant Interexchange Carrier since the operating authority for LCR was reinstated in Resolution T-17310. This decision also orders the Commission's Fiscal Office to refund LCR's \$250 application fee. This proceeding is closed.

1. Discussion

LCR Telecommunications, LLC (LCR) was originally registered as a non-dominant Interexchange Carrier reseller licensee by Decision 98-08-064 in Application 98-07-041. On December 16, 2010, Resolution T-17300 revoked LCR's operating authority for failure to comply with the Commission's Reimbursement Account Fee Filing and Reporting Requirements for its 2009 User Fee, pursuant to Pub. Util. Code § 401 through 435.

The Communications Division subsequently discovered that LCR's apparent non-compliance with the reporting requirements was the result of

LCR's User Fee not being timely recorded, by no fault of LCR. On February 10, 2011, Resolution T-17310 reinstated LCR's operating authority.

On April 14, 2014, apparently unaware that its operating authority had been reinstated, LCR filed an application for reinstatement. The application was protested by the Safety and Enforcement Division on the basis that some of the information in the application was misleading. A prehearing conference was noticed and held on June 24, 2014, but LCR did not appear. The Administrative Law Judge was informed by staff from Safety and Enforcement Division that LCR's operating authority had been reinstated in 2011 and because LCR had been informed of this, LCR did not appear. Based on that information, there was no need for further hearings in this matter.

LCR's application should be dismissed and LCR should be reimbursed for the application fee of \$250.

2. Categorization and Need for Hearing

In Resolution ALJ 176-3335 dated May 1, 2014, the Commission preliminary categorized this application as Ratesetting, and preliminarily determined that hearings were necessary. Because LCR's authority to operate was reinstated by Resolution T-17310, the determination is changed to no evidentiary hearings are necessary.

3. Waiver of Comments Period

This is an uncontested matter in which the decision grants the relief requested. Accordingly, pursuant to Section 311(g)(2) of the Public Utilities Code and Rule 14.6(c)(2), the otherwise applicable 30-day period for public review and comment is waived.

4. Assignment of Proceeding

Michael Picker is the assigned Commissioner and Linda Rochester is the assigned Administrative Law Judge in this proceeding.

Findings of Fact

1. On December 16, 2010, Resolution T-17300 revoked LCR's operating authority for failure to comply with the Reimbursement Account Fee Filing and Reporting Requirements regarding its 2009 report.
2. On, February 10, 2014, Resolution T-17310 reinstated LCR's operating authority because the revocation was in error.
3. On April 14, 2014, LCR filed an application and \$250 filing fee for reinstatement of its operating authority.

Conclusions of Law

1. The application should be dismissed since LCR's operating authority is currently active.
2. LCR should receive a refund of its \$250 application fee.
3. This proceeding should be closed.

O R D E R

IT IS ORDERED that:

1. Application 14-04-021 is dismissed.
2. Within 30 days of this decision, the Commission's Fiscal Office shall refund the application fee of \$250 to:

LCR Telecommunications, LLC
100 West Big Beaver Road, Suite 200
Troy, Michigan 48084

3. Application 14-04-021 is closed.

This order is effective today.

Dated _____, at San Francisco, California.